

City Commission Meeting

City Hall, Commission Chambers, 3rd Floor, 1700 Convention Center Drive

May 11, 2011

Mayor Matti Herrera Bower
Vice-Mayor Jonah Wolfson
Commissioner Jorge Exposito
Commissioner Michael Góngora
Commissioner Jerry Libbin
Commissioner Edward L. Tobin
Commissioner Deede Weithorn

City Manager Jorge M. Gonzalez
City Attorney Jose Smith
City Clerk Robert E. Parcher

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ATTENTION ALL LOBBYISTS

Chapter 2, Article VII, Division 3 of the City Code of Miami Beach entitled "Lobbyists" requires the registration of all lobbyists with the City Clerk prior to engaging in any lobbying activity with the City Commission, any City Board or Committee, or any personnel as defined in the subject Code sections. Copies of the City Code sections on lobbyists laws are available in the City Clerk's office. Questions regarding the provisions of the Ordinance should be directed to the Office of the City Attorney.

REGULAR AGENDA

R5 - Ordinances

- R5A An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 2, Entitled "Administration," By Amending Article III, Entitled "Agencies, Boards And Committees," By Amending Division 2, Entitled "Disability Access Committee," By Amending Sec. 2-31(d) To Increase The Number Of Members From Seven (7) To Fourteen (14) And Amending The Quorum Requirement; Providing For Codification, Repealer, Severability, And An Effective Date. **10:16 a.m. Second Reading Public Hearing** (Page 149)
(Requested by Commissioner Edward L. Tobin)
(Legislative Tracking: City Clerk's Office)
(Continued from April 13, 2011/Referred to Neighborhood/Community Affairs Committee)

R5 - Ordinances (Continued)

- R5B An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 106, Entitled "Traffic And Vehicles," By Amending Article II, Entitled "Metered Parking," By Amending Division 1, Entitled "Generally," By Amending Section 106-55, Entitled "Parking Rates, Fees, And Penalties" To Provide Rates And Criteria For The Preferred Parking Lot Located At 18th Street And Meridian Avenue, Including Providing Penalties And Amending The Fees For The Lot For Food And Beverage Social Events At The Miami Beach Convention Center From \$15.00 To \$10.00, Providing For Codification, Repealer, Severability, And An Effective Date. **10:17 a.m. Second Reading Public Hearing** (Page 153)
(Requested by Finance & Citywide Projects Committee)
(Legislative Tracking: Parking Department)
(First Reading on April 13, 2011)
- R5C An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 2, "Administration," Article II, "City Commission," By Enacting A New Section 2-12, "Meeting Agendas," Requiring Proposed Ordinances And Charter Amendments That Appear On A City Commission Or Commission Committee Agenda To Have A Commissioner Sponsor Identified; Providing For Repealer; Codification; Severability; And An Effective Date. **10:20 a.m. Second Reading Public Hearing** (Page 161)
(Requested by Vice-Mayor Jonah Wolfson)
(Legislative Tracking: City Attorney's Office)
(Continued from April 13, 2011/Referred to Land Use & Development Committee)
- R5D An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 74, Entitled "Peddlers And Solicitors," By Amending Article III, Entitled "Panhandling On Public Property," By Amending Section 74-76, Entitled "Definitions," By Providing Definitions For Financial Institution And For High Volume Intersections; And By Amending Section 74-78, Entitled "Panhandling On Public Property," By Adding Additional Locations Where Soliciting Or Panhandling On Public Property Will Be Considered Unlawful; Providing For Repealer; Severability; Codification; And An Effective Date. **10:25 a.m. Second Reading Public Hearing** (Page 167)
(Requested by Commissioner Michael Góngora)
(Legislative Tracking: Code Compliance)
(First Reading on April 13, 2011)

R5 - Ordinances (Continued)

R5E North Beach Town Center Zoning & Comprehensive Plan Amendments (Page 177)

1. An Ordinance Amending Part II: Goals, Objectives And Policies Of The City Of Miami Beach Comprehensive Plan, Policy 1.2 Of Objective 1: Land Development Regulations Of The Future Land Use Element, By Adding New Categories "Town Center Core" (TC-1); "Town Center Mixed Use" (TC-2); And "Town Center Residential Office" (TC-3); And Authorizing And Directing The City Administration To Submit The Adopted Amendments To The Florida Department Of Community Affairs And Any Other Required State And Local Agencies; Providing For Repealer, Severability, Codification And An Effective Date. **5:00 p.m. Second Reading Public Hearing** (Page 195)
2. An Ordinance Amending The Future Land Use Map Of The City's Comprehensive Plan For The North Beach Town Center From CD-3, "Commercial, High Intensity" To TC-1, "Town Center Core"; From CD-2, "Commercial, Medium Intensity" To TC-2, "Town Center Mixed Use"; And From RM-1, "Residential Multifamily, Low Intensity" To TC-3, "Town Center Residential Office";); And Authorizing And Directing The City Administration To Submit The Adopted Amendments To The Florida Department Of Community Affairs And Any Other Required State And Local Agencies; Providing For Repealer, Severability, Codification And An Effective Date. **5:00 p.m. Second Reading Public Hearing** (Page 203)
3. An Ordinance Amending The City's Land Development Regulations, By Amending Chapter 142, "Zoning Districts And Regulations", Article II, "District Regulations", By Creating A New Division 20, "TC North Beach Town Center Districts", Creating New Zoning Districts TC-1, Town Center Core; TC-2, Town Center Mixed Use; And TC-3, Town Center Residential Office; Providing For Purpose And Intent, Definitions, Main Permitted, Conditional, Accessory And Prohibited Uses, Development Regulations, Design Review Standards, And Parking Regulations; Amending Chapter 130, "Off-Street Parking", Article II, "Districts; Requirements", Section 130-31, "Parking Districts Established", Amending The Boundaries Of Parking District 4; Amending Article III, Section 130-68, "Commercial And Noncommercial Parking Garages," Adopting New Regulations In TC-3 And GU For Commercial And Noncommercial Parking Garages; Amending Chapter 138, "Signs", Article V, "Sign Regulations By Districts", Section 138-172, "Schedule Of Sign Regulations For Principal Use Signs"; Creating A New Section 138-174, "North Beach Town Center Signage"; Amending Chapter 142, Division 4, "Alcoholic Beverages", Sections 142-1301 And 142-1302 To Include TC Districts. **5:00 p.m. Second Reading Public Hearing** (Page 209)
4. An Ordinance Amending The Official Zoning District Map, Referenced In Section 142-72 Of The City Code, By Changing The Zoning District Classifications For The North Beach Town Center From CD-3, "Commercial, High Intensity" To TC-1, "Town Center Core"; From CD-2, "Commercial, Medium Intensity" To TC-2, "Town Center Mixed Use"; And From RM-1, "Residential Multifamily, Low Intensity" To TC-3, "Town Center Residential Office" And TC-3(C) "Town Center Conditional Neighborhood Commercial"; And Amending The Affected Portion Of The City's Official Zoning District Map To Correspond With These Changes. **5:00 p.m. Second Reading Public Hearing** (Page 233)
(Requested by the Land Use & Development Committee and the Planning Board)
(Legislative Tracking: Planning Department)
(First Reading Public Hearing on September 15, 2010)

R5 - Ordinances (Continued)

- R5F An Ordinance Amending Chapter 82 Of The City Code, Entitled "Public Property," By Amending Article VI, Entitled "Naming Of Public Facilities And Establishments Of Monuments And Memorials", By Amending Section 82-501(C), To Exempt The Miami Beach Botanical Garden From The Provisions Of Said Article VI, Subject To The Terms And Conditions Contained In This Ordinance; Providing For Repealer, Severability, Codification And Effective Date. **First Reading** (Page 239)
(Requested by Commissioner Jerry Libbin)
(Legislative Tracking: Real Estate, Housing & Community Development)

R7 - Resolutions

- R7A A Resolution Accepting The Recommendation Of The City Manager Pertaining To The Ranking Of Proposals Pursuant To Request For Proposals (RFP) No 17-10/11, For Parking Attendants For The City's Parking Garages; Authorizing The Administration To Enter Into Negotiations With The Top-Ranked Proposer, Standard Parking Corporation, And Should The Administration Not Be Successful In Negotiating An Agreement With The Top-Ranked Proposer That Results In A Lower Annual Cost Than The Current Contract With Impark, Authorizing Negotiations With The Second-Ranked Proposer, Seven One Seven Parking Enterprises, And Should The Administration Not Be Successful In Negotiating An Agreement With The Second-Ranked Proposer That Results In A Lower Annual Cost Than The Current Contract With Impark, Authorizing The First Year Renewal Of Imperial Parking's Contract Effective August 12, 2011. (Page 249)
(Parking Department/Procurement)
- R7B A Resolution Approving The Substantive Terms Of An Agreement Between The City And Coca Cola For An Exclusive Non-Alcoholic Beverage Municipal Marketing Partnership For Vending And Dispensing In Certain City-Owned Properties, With Said Proposed Agreement Having An Initial Term Of Ten (10) Years; Authorizing The City Manager And City Attorney's Office To Negotiate And Draft The Final Agreement, Based Upon The Approved Terms (As Further Referenced In The Term Sheet Attached As Exhibit "A" To This Resolution); And Authorizing The Mayor And City Clerk To Execute The Final Agreement; Provided, However, That In The Event That The Final Negotiated Agreement Includes Any Term Or Terms Which Substantially Deviate From The Approved Substantive Terms (As Referenced In The Attached Term Sheet), Or Contain New And/Or Additional Terms Which, In The City Manager And City Attorney's Opinion, Materially Alter The Proposed Transaction (As Referenced In The Approved Term Sheet), Then Requiring That The Final Negotiated Agreement To Be Brought To The City Commission For Its Consideration. (Page 309)
(City Manager's Office)
(Memorandum & Resolution to be Submitted in Supplemental)

R9 - New Business and Commission Requests

- R9A Board And Committee Appointments. (Page 313)
(City Clerk's Office)
- R9A1 Board And Committee Appointments - City Commission Appointments. (Page 317)
(City Clerk's Office)
- R9A2 Nominate Ricky Arriola As One Of The City's Representatives To The Adrienne Arsht Center For The
Performing Arts Center Trust. (Page 323)
(Requested by Mayor Matti Herrera Bower)
- R9B1 Dr. Stanley Sutnick Citizen's Forum. (12:30 p.m.) (Page 327)
R9B2 Dr. Stanley Sutnick Citizen's Forum. (5:30 p.m.)
- R9C Discussion Regarding Changing The Flamingo Park Master Plan To Include A Bathroom In The Tot
Lot; And Discuss The Design Of The Tennis Club House And Tennis Courts. (Page 329)
(Requested by Commissioner Edward L. Tobin)
(Deferred from April 13, 2011)
- R9D Discussion Regarding The Dunlop Orange Bowl Tennis Tournament. (Page 331)
(Requested by Commissioner Edward L. Tobin)
(Deferred from April 13, 2011)
- R9E The Committee Of The Whole Will Meet During Lunch Recess Of The May 11, 2011 City Commission
Meeting At The City Manager's Office Large Conference Room To Discuss Interim Status Report Of
Internal Audits. (Page 333)
(Budget & Performance Improvement)
- R9F The Committee Of The Whole Will Meet During Lunch Recess Of The May 11, 2011 City Commission
Meeting At The City Manager's Office Large Conference Room To Discuss The Fiscal Year (FY)
2011/12 Proposed Operating Request For The Office Of The Mayor And City Commission.
(Page 343)
(Budget & Performance Improvement)
- R9G Presentation By Marlon Hill On Best Of The Best Weekend Coordination. (Page 345)
(Requested By Mayor Matti Herrera Bower)
- R9H Discussion And Report Regarding The Bayshore Neighborhood Par 3 Golf Course. (Page 347)
(Requested by Commissioner Jorge R. Exposito)

R9 - New Business and Commission Requests (Continued)

- R9I Discussion Regarding A Request From Tremont Towing To Amend Their Towing Permit Minimum Requirements For Vehicle Storage. (Page 349)
(Requested by Commissioner Jerry Libbin)
(Legislative Tracking: Parking Department)
(Memorandum to be Submitted in Supplemental)

Reports and Informational Items

Reports and Informational Items (see LTC #150-2011)

End of Regular Agenda